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U.S. DISTRICT COURT  
DISTRICT OF MASS.

February 17, 2006

**VIA HAND DELIVERY**

Paul Lyness, Courtroom Clerk  
United States District Court  
District of Massachusetts  
1 Courthouse Way  
Boston, Massachusetts 02210

**RE: Winard Construction and Development, Inc. v. Timothy Harrington**  
**Civil Action No. 04-10915GAO**

Dear Mr. Lyness:

The parties, through counsel, wish to report to the Court that the above-referenced matter has settled. The parties respectfully request that the court issue a 60 day nisi order, to permit the parties to finalize the settlement documents. The parties expect to file a stipulation of dismissal with prejudice prior to the expiration of the 60 day period. Please advise if you require any additional information.

Thank you in advance for your assistance in this matter.

Very truly yours,

Peter F. Carr, II

cc: Garry Blank, Esquire (Via Facsimile and U.S. Mail)

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